

**COURT MINUTES
CRIMINAL**

Deputy Clerk: Karen
Court Reporter: _____
Tape #: _____ Begin _____ End _____
Time Begin: 2:10:47 End 2:18:23

Arraignment and Plea
 Arraignment and Plea on Superseding Indictment

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

HONORABLE AARON E. GOODSTEIN presiding
 HONORABLE PATRICIA J. GORENCE presiding
 HONORABLE WILLIAM E. CALLAHAN, JR. presiding

Date: December 6, 2006
Case No. 06-CR-320

United States v.

(1) David Olofson
(2) _____
(3) _____

Felony Misdemeanor

Appearances:

United States by: Gregory Haanstad
Deft by: (1) Christopher Rose (Retained) Appointed
(2) _____
(3) _____
U.S. Probation Agent Jessica Thibault
Interpreter _____

Defendant pleads not guilty
 Court enters plea of not guilty

ST date: 3/6/07
FPT: 2/13/07 at 8:30
TRIAL: 2/20/07 at 8:30
Judge: J.P. Stadtmueller
Magistrate Judge: William E. Callahan, Jr.

Trial Estimate: 1 wk.
Motions: 12/26/06
Response: 1/5/07
Reply: 1/10/07

Defendant advised of his/her rights
 Defendant advised of charges, penalties and fines
 Crt. orders GJ materials disclosed no later than 1 business day prior to trial
 Notice of e-filing designation distributed

REMARKS:

Discovery available later today. Dylet was released on bond by Judge Callahan. Dylet has requested to report for military duty on Friday, Nov. 10. He may have some objections. Matter should be taken before Judge Callahan.

AUSA Gregory Haanstad

Atty. f/deft.: Christopher Rose (Retained) *cja*

ARRAIGNMENT AND PLEA - FELONY

Complaint

✓ 1. Did defendant receive a copy of the indictment/superseding indictment? *12/5/06*

✓ 2. Advise defendant of rights. If defendant appears without an attorney, consider the appointment of counsel (obtain financial information).

✓ 3. The AUSA should read indictment or inform defendant of substance of charge, unless waived. The AUSA should state the maximum possible penalty to which the defendant is exposed. *Cf 1 - 10 years | \$250,000*

4. If two or more defendants are represented by same attorney, discuss right to separate representation pursuant to Rule 44(c).

5. In accordance with the Speedy Trial Act, the defendant's trial is to commence no later than: **3/6/07 as to the original indictment**.
Computed from date of **first appearance** indictment [§3161(c)(1) or (d)(1)].

6. Have defendant enter a plea. If defendant appears without an attorney, enter not guilty plea on defendant's behalf. *NG*

7. Assigned Judge: **J.P. Stadtmueller**; Assigned Magistrate Judge: **William E. Callahan**

8. Pretrial conference: *2/13/07 at 8:30*

9. Trial Date? *2/20/07 at 8:30* Gov't estimate of length: *1 week* Defendant to be present at both pretrial and trial.

10. a. *Discovery* Ask AUSA if open file policy applies. Advise that under Criminal L.R. 12.1(c) open file discovery materials are to be made available within 5 days from arraignment. The time for filing motions and briefs is as follows: Moving Party: **12/26/06**; opposing party: **1/5/07**; reply: **1/10/07**

b. If case is designated "complex" under Criminal L.R. 12.1(a), a scheduling conference to discuss pretrial processing will be conducted before

✓ 11. Order that the government disclose to the defense appropriate grand jury materials no later than one (1) business day before commencement of the trial.

12. Remind counsel that motions pertaining to bail must be addressed to the magistrate judge in this district who set bail or issued the order of detention.

13. Conditions of Release (or continue release or detention order previously set). If defendant has not been interviewed by pretrial services, direct that interview be conducted after hearing. If initial appearance and AUSA requests detention, set hearing for. *WEC (11/20/06) D.R.*

14. Send defendant to Marshal's Office (Room 038) for processing if this is defendant's initial appearance.